

Election of Invention
Appl. No.: 10/726,801
Filed: 12/02/2003

REMARKS

I. Status of Claims

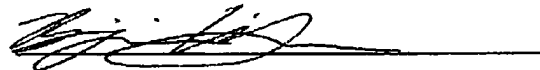
Claims 1-24 are pending in the application. Claims 1-15, 17, and 22-24 are withdrawn herein.

II. Election of Invention

The Examiner requests a restriction of the claims to one of the claimed inventions, described as follows: Invention I comprises claims 1-15 and is drawn to a tool for starting a fastener, classified in class 29, subclass 270; Invention II comprises claims 16-21 and is drawn to a method for starting a fastener, classified in class 29, subclass 559; Invention III comprises claims 22-24 and is drawn to a method for making a tool to start a fastener, classified in class 29, subclass 458. Applicant notes that claim 17 is dependent on claim 2, so claim 17 is directed to Invention I rather than Invention II. Invention II therefore comprises claims 16 and 18-21.

Applicant hereby elects Invention II and withdraws the claims directed to Inventions I and III from the application. Applicant believes this response to be fully responsive and requests that the application proceed to examination.

Respectfully submitted,



Benjamin D. Tietgen
Attorney for Applicant
Registration No. 61,826

Customer No: 33354
Etherton Law Group, LLC
5555 East Van Buren St., Suite 100
Phoenix, AZ 85008
Tel: 602-681-3331
Fax: 602-681-3339